

REFERENCE TITLE: *retired judges; tax court*

State of Arizona  
House of Representatives  
Forty-eighth Legislature  
Second Regular Session  
2008

# **HB 2057**

Introduced by  
Representative McClure

AN ACT

AMENDING SECTION 38-813, ARIZONA REVISED STATUTES; RELATING TO THE ELECTED OFFICIALS' RETIREMENT PLAN.

(TEXT OF BILL BEGINS ON NEXT PAGE)

1 Be it enacted by the Legislature of the State of Arizona:  
2       Section 1. Section 38-813, Arizona Revised Statutes, is amended to  
3 read:

4           38-813. Availability of retired judges for certain legal  
5           services: compensation

6       A. Every judge retired under this plan may, if physically and mentally  
7 able, be subject to call by the supreme court or the chief justice of the  
8 supreme court to assist the supreme court, court of appeals, ~~or~~ superior  
9 court OR TAX COURT under such directions as the supreme court may give,  
10 including the examination of the facts in cases before the court, the  
11 examination of authorities cited and the preparation of opinions for and on  
12 behalf of the court. The court may order these opinions, to the extent  
13 approved by the court, to constitute the opinion of the court. The retired  
14 judge may, subject to any rule which the supreme court adopts, perform any  
15 duties preliminary to the final disposition of cases insofar as they are not  
16 inconsistent with the constitution of this state.

17      B. Notwithstanding any provision of law to the contrary, a retired  
18 judge who is temporarily called back to the active duties of a judge is  
19 entitled to receive the same compensation and expenses as other like active  
20 judges less any amount received for that period in retirement benefits.